

DOW, LOHNES & ALBERTSON

ATTORNEYS AT LAW

1255 TWENTY-THIRD STREET

WASHINGTON, D. C. 20037-1194

ANDREW C. FISH

DIRECT DIAL NO.

857-2648

TELEPHONE (202) 857-2500

FACSIMILE (202) 857-2900

December 1, 1995

RECEIVED

DEC 1 1995

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C.

VIA HAND DELIVERY

Mr. William F. Caton
Acting Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

DOCKET FILE COPY

Attention: Chief, Allocations Branch
Stop Code 1800 D5

RE: Amended Certificate of Service
Petition for Rulemaking
Amendment of Section 73.202(b)
Table of Allotments,
FM Broadcast Stations
(Chester and Richmond, Virginia)

DOCKET FILE COPY ORIGINAL

Dear Mr. Caton:

On November 22, 1995, Hoffman Communications, Inc., through counsel, filed a petition for rulemaking to amend the FM Table of Allotments (Chester and Richmond, Virginia). Service was made at that time on the parties to this proceeding, including Lorretta K. Tobin as counsel for Bertram Broadcasting Group.

Ms. Tobin has since informed us that she does not represent Bertram Broadcasting Group. By this letter, we hereby serve Bertram Broadcasting Group directly and the other parties in the above proceeding who were originally served on November 22nd. An amended certificate of service is included with an attached copy of the petition.

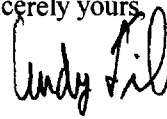
No. of Copies rec'd
List ABOVE

024
MMB

Mr. William F. Caton
Page 2
December 1, 1995

If you have any questions, please feel free to call me.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Andy Fish". The signature is written in a cursive, somewhat stylized font.

Andrew C. Fish

Enclosure

cc: John A. Karousos
Jeffrey D. Southmayd
Jonathan W. Emord
Bertram Broadcasting Group

COPY

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C.

RECEIVED

DEC 7 1995

In the Matter of)
)
Amendment of Section 73.202(b))
Table of Allotments,)
FM Broadcast Stations)
(Chester and Richmond, Virginia))

RM- _____

DOCKET FILE COPY ORIGINAL

PETITION FOR RULEMAKING

DOW, LOHNES & ALBERTSON
1255 23rd Street, N.W.
Suite 500
Washington, D.C. 20037
(202) 857-2500

John R. Feore, Jr.
Andrew C. Fish*
Counsel for Hoffman
Communications, Inc.

November 22, 1995

* Admitted in Virginia only

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C.**

In the Matter of)	
)	
Amendment of Section 73.202(b))	RM- _____
Table of Allotments,)	
FM Broadcast Stations)	
(Chester and Richmond, Virginia))	

To: Chief, Allocations Branch
Mass Media Bureau, Policy and Rules Division

PETITION FOR RULEMAKING

Hoffman Communications, Inc. ("Hoffman"), licensee of Radio Station WDYL(FM), Channel 221A, Chester, Virginia, by its attorneys, hereby petitions the Commission to: (1) issue a Notice of Proposed Rulemaking to amend the FM Table of Allotments to substitute Channel 266A for Channel 289A at Chester, Virginia, and Channel 289A for Channel 266A at Richmond, Virginia; (2) order WDYL to change channels accordingly; (3) modify the license of WDYL to specify operation on Channel 266A; and (4) order that the pending applications for Channel 266A in Richmond, Virginia be amended to specify Channel 289A in lieu of Channel 266A.

PRELIMINARY STATEMENT

1. WDYL currently operates on Channel 221A, Chester, Virginia with three kw ERP and antenna height above average terrain of 100 meters. Hoffman holds an outstanding construction permit authorizing WDYL to operate on Channel 289A with six kw ERP and 99 meters height above average terrain using a

directional antenna. Hoffman has applied to modify this permit to delete the directional antenna system and to reduce height above average terrain to 98 meters and ERP to three kw.

2. Hoffman has owned and operated WDYL since 1968, airing a religious programming format. WDYL is the only FM station licensed to Chester and therefore has strong ties to the community. WDYL is committed to improving service to Chester and surrounding communities. Substitution of Channel 266A for Channel 289A would permit Hoffman to achieve fully-spaced, six kw Class A operations and serve an additional 105,833 persons.

3. In accordance with the provisions of Sections 1.401 and 1.420 of the Commission's Rules, Hoffman proposes the following change in the FM Table of Allotments (47 C.F.R. § 73.202(b)):

Chester, Virginia	
<u>Present</u>	<u>Proposed</u>
289A	266A
Richmond, Virginia	
<u>Present</u>	<u>Proposed</u>
233B, 251B, 266A	233B, 251B, 271B
271B, 279B, 293B	279B, 289A, 293B

In effect, Hoffman proposes to exchange frequencies with Richmond. Presently Channel 266A is vacant at Richmond, Virginia, with three applications pending for the Class A frequency. However, Channel 289A may be allotted to Richmond and utilized at any of the application sites for Channel 266A. Similarly, Channel 266A may be allotted to Chester and utilized at WDYL's authorized transmitter site. See Exhibit 1, Technical Exhibit of Graham Brock, Inc. The proposed channel substitution is in the public interest because it would enable Station WDYL

and the successful applicant in the Richmond proceeding to upgrade to fully-spaced maximum Class A facilities from their current short-spaced three kw Class A facilities and to serve an increased number of people. See Exhibit 1, at ¶¶ 2-4.

4. The applications for Channel 266A at Richmond are pending before the Commission and the substitution of channels would not impact or disrupt an authorized or operational facility. Once Channel 266A is allotted to Chester, Virginia, Hoffman will timely file an application on FCC Form 301 to specify operation on Channel 266A.

**THE PROPOSED CHANNEL SUBSTITUTION
IS IN THE PUBLIC INTEREST**

5. Hoffman submits that the benefits of service to additional persons by both Station WDYL and the successful Richmond applicant clearly demonstrate that the proposed channel substitution will serve the public interest. Hoffman's outstanding construction permit to operate WDYL on Channel 289A authorizes six kw ERP with a directional antenna system to limit radiation toward co-channel station WRSF, Channel 289C1, Columbia, North Carolina. So that it may operate nondirectionally, Hoffman has applied to the Commission to modify the permit to delete the directional system and reduce power to three kw. The allotment of Channel 266A in substitution for Channel 289A at Chester, Virginia will allow WDYL to operate nondirectionally with six kilowatts of power and provide service to 662,958 persons in 2507.1 square kilometers. This represents an increase of 105,833 persons over the service Hoffman could

provide under its modified construction permit for Channel 289A.
See Exhibit 1, at ¶ 6.

6. Channel 266A in Richmond is a three kw Class A facility precluded from six kw operation at any of the application sites due to shortspacing with co-channel station WWDC, Washington, DC. The allotment of Channel 289A as a substitute for Channel 266A at Richmond will allow any of the three applicants to operate the Richmond facility as a six kw or equivalent facility. A maximum Class A facility on Channel 289A at the Richmond site currently listed in the Commission's database would provide service to 674,106 persons in 2,495.3 square kilometers. This is an increase of 38,992 persons in an area of 671.1 square kilometers over the service that would be provided under the present three kw allotment. See Exhibit 1, at ¶ 6.

CONCLUSION

The substitution of Channel 266A for 289A at Chester and of Channel 289A for Channel 266A at Richmond clearly serves the public interest. It will allow both WDYL and the successful Richmond applicant to operate with fully-spaced, maximum Class A FM facilities and to serve in each case a substantially greater number of people than could be served with currently proposed

operations. Hoffman respectfully requests, therefore, that the Commission issue a Notice of Proposed Rulemaking proposing the channel substitutions requested herein.

Respectfully submitted,

HOFFMAN COMMUNICATIONS, INC.

By: 

John R. Feore, Jr.
Andrew C. Fish*

Its Attorneys

DOW, LOHNES & ALBERTSON
1255 23rd Street, N.W.
Suite 500
Washington, D.C. 20037
(202) 857-2500

November 22, 1995

* Admitted in Virginia only

GRAHAM BROCK, INC.

BROADCAST TECHNICAL CONSULTANTS

PETITION FOR RULEMAKING
HOFFMAN COMMUNICATIONS, INC.
SUBSTITUTE CH 266A FOR CH 289A
CHESTER, VIRGINIA
November 1995

TECHNICAL EXHIBIT

Copyright 1995

PETITION FOR RULEMAKING
HOFFMAN COMMUNICATIONS, INC.
SUBSTITUTE CH 266A FOR CH 289A
CHESTER, VIRGINIA
November 1995

TECHNICAL STATEMENT

1. This Technical Statement and attached exhibits were prepared on behalf of Hoffman Communications, Inc. ("Hoffman"), licensee of radio station WDYL, Channel 221A, Chester, Virginia. Hoffman also holds an outstanding construction permit to change the frequency of WDYL from Channel 221A to Channel 289A at Chester, Virginia (BMPH-930625IF).¹ Hoffman herein requests the substitution of Channel 266A for Channel 289A at Chester, Virginia, and requests that WDYL be ordered to change channels. In order to accommodate this request, Hoffman further asks the Commission to substitute Channel 289A for Channel 266A at Richmond, Virginia.² This represents a non-compatible frequency swap and results in a de facto upgrade for all parties.

PROPOSAL

2. The allotment of Channel 266A to Chester is mutually exclusive with the current Channel 266A allocation at Richmond, Virginia. Hoffman effectively proposes to exchange frequencies with Richmond. In doing so, WDYL may operate a maximum 6.0 kilowatt 100 meter height above average terrain facility (non-directional) at the existing WDYL transmitter

- 1) WDYL was ordered from Channel 226A to Channel 289A per MM Docket #93-310. Previously the station had been ordered from Channel 221A to Channel 226A in MM Docket #90-67. WDYL is presently operating under Special Temporary Authority on Channel 289A.
- 2) Presently Channel 266A is vacant at Richmond, Virginia, with five applications pending for the Class A frequency. As demonstrated in this petition, Channel 289A can be allotted to Richmond and utilized at all five of the application sites for Channel 266A.

site.³ In addition to allowing WDYL to be a fully spaced maximum Class A facility, exchanging channels with the Richmond applicants will enable all five pending applicants to operate the Richmond facility as a 6.0 kilowatt or equivalent facility. At present Channel 266A in Richmond is a 3.0 kilowatt Class A facility precluded from 6.0 kilowatts at any of the application sites due to a shortspace with co-channel station WWDC, Washington, DC, created as a result of the change in spacing requirements in Docket #88-375.

3. Therefore, Hoffman requests Channel 266A be allotted to Chester, Virginia, in substitution for Channel 289A at reference coordinates: North Latitude 37° 22' 58" and West Longitude 77° 25' 41". While it is not necessary to impose a site restriction from the community, the coordinates specified are those of the current WDYL authorized transmitter site. Exhibit #1 is a usable area map for Channel 266A at Chester, Virginia, and visually demonstrates where a transmitter site would be located to be adequately spaced to all other Commission authorized facilities. Exhibit #2 is a §73.207 spacing study from the reference site which indicates Channel 266A at Chester complies with the Commission's minimum distance separation requirements. Both Exhibit #1 and #2 assume all of the applicants for Channel 266A at Richmond have been ordered to change to Channel 289A.

4. Channel 289A can be substituted for Channel 266A at Richmond, Virginia, at reference coordinates: North Latitude 37° 33' 13" and West Longitude 77° 27' 38". This is the site currently listed in the Commission's database for the allocation at Richmond, Virginia. Exhibit #3 is a usable area map visually demonstrating where a transmitter site for Channel 289A

3) The current WDYL licensed facility is 3.0 kilowatts at 100 meters height above average terrain. The outstanding construction permit for the facility authorizes 6.0 kilowatts at 99 meters height above average terrain with a directional antenna system under §73.215 rules to limit radiation toward co-channel station WRSF, Channel 289C1, Columbia, North Carolina. Hoffman has, however, filed a modification of construction permit to operate WDYL non-directionally at 3.5 kilowatt and 98 meters HAAT (File #951025ID).

can be located to provide service to Richmond, Virginia. Exhibit #4 is a §73.207 spacing study from the allocation coordinates demonstrating Channel 289A at Richmond is clear of all other licensed, applied for or proposed facilities. Both Exhibit #3 and #4 assume WDYL is operating on Channel 266A in lieu of Channel 289A. Further, Exhibits #5, #6, #7 and #8 demonstrate that Channel 289A can be utilized at all four sites specified in the five applications for Channel 266A at Richmond, Virginia.⁴

5. Therefore, Hoffman respectfully requests the Commission amend §73.202(b) of its rules as follows:

Chester, Virginia

Present

289A

Proposed

266A

Richmond, Virginia

Present

233B, 251B, 266A
271B, 279B, 293B

Proposed

233B, 251B, 271B,
279B, 289A, 293B

PUBLIC INTEREST ASPECTS

6. The allocation of Channel 266A in substitution for Channel 289A at Chester, Virginia, will enable station WDYL to be a fully-spaced maximum Class A facility at Chester and provide 1.0 mV/m service to 662, 958 persons in 2,507.1 square kilometers. This represents an increase

4) The Weyburn Broadcasting Limited Partnership and James River Communications Company proposed the same site for Channel 266A at Richmond.

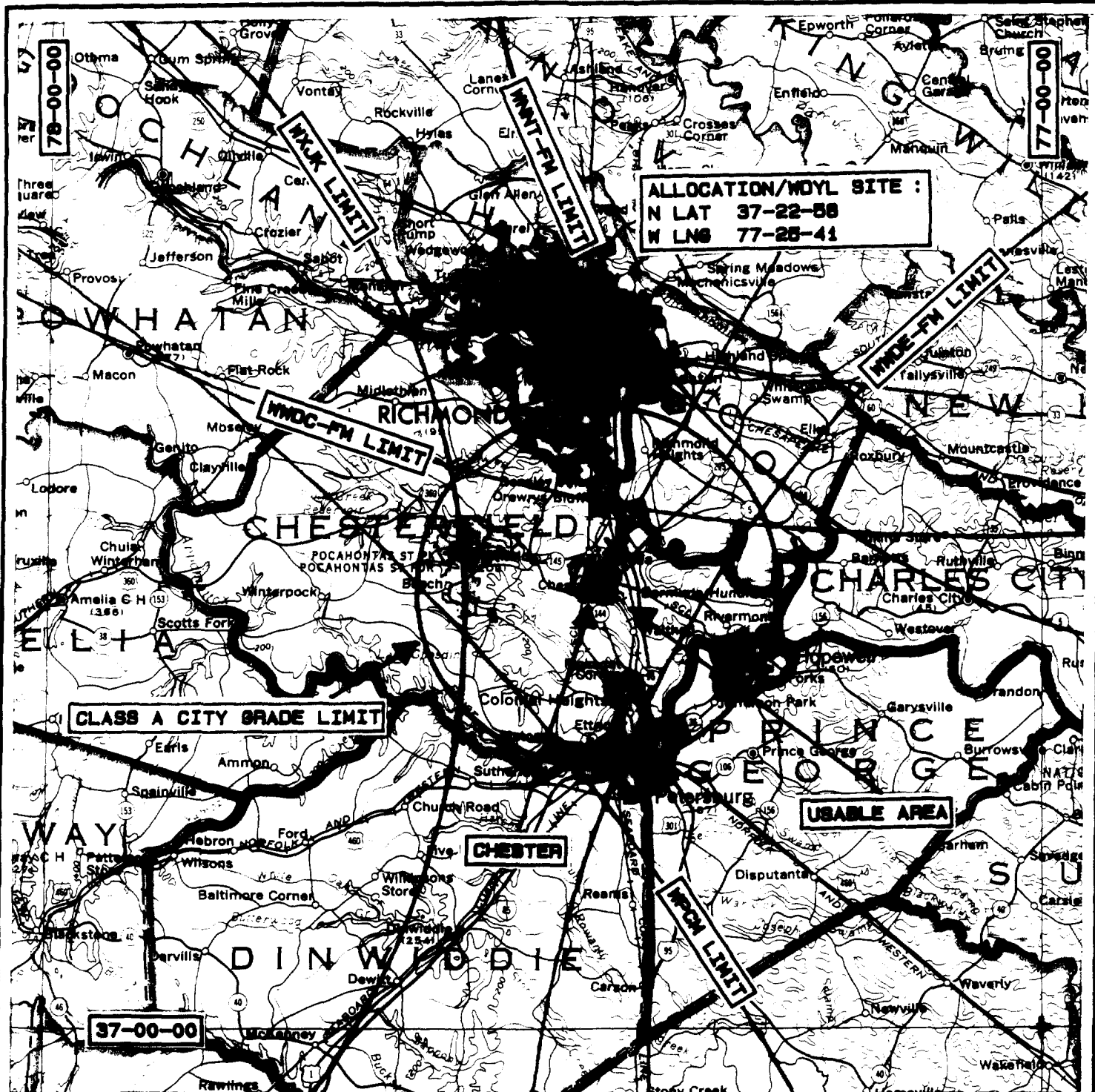
of 105,833 persons in 636.3 square kilometers over its proposed modified construction permit (File #951025ID) on Channel 289A. In addition, the substitution of Channel 289A for Channel 266A at Richmond, Virginia, will remove a 3.0 kilowatt limited Class A facility from Richmond in favor of a fully-spaced 6.0 kilowatt 100 meter height above average terrain facility. Channel 289A can be utilized at any of the five pending application sites currently specifying Channel 266A at Richmond. The exchange would result in an overall improvement to the proposed facilities in Richmond. A maximum Class A facility on Channel 289A at Richmond from the allocation reference site will provide service to 674,106 persons in 2,495.3 square kilometers. This represents an increase of 38,992 persons in 671.1 square kilometers over the present 3.0 kilowatt allotment. Similar increases from each of the applicants' sites in Richmond can be expected.

7. Hoffman, therefore, requests the Commission make the above referenced substitution of channels at Chester and Richmond, Virginia; order WDYL to specify operation on Channel 266A at Chester; and order all five applicants at Richmond to amend their pending applications to specify Channel 289A in lieu of Channel 266A. Once Channel 266A is allotted to Chester, Virginia, Hoffman will file an application, FCC Form 301, on timely basis to specify operation on Channel 266A.⁵

8. The foregoing Technical Statement and attached exhibits were prepared on behalf of Hoffman Communications, Inc., by Graham Brock, Inc., its Technical Consultants. All information contained herein is true and accurate to the best of our belief and knowledge. All

5) Since the substitution of channels at Richmond is not for an operational or authorized facility, Hoffman does not pledge reimbursement to any of the five applicants as no actual channel displacement will occur at Richmond. All applications for Channel 266A at Richmond are pending before the Commission.

information relating to FM allocations and facilities was extracted from the NTIA database as updated on September 29, 1995. We assume no liability for errors or omissions in that database which may be adverse to the requests contained herein. All population information was extracted from the 1990 Census, PL94-171 computer files.



USABLE AREA CHANNEL 266A

MAP IS A PORTION OF THE 1: 500, 000 SCALE
U.S.G.S. BASE MAP OF VIRGINIA.

MAP ASSUMES APPLICANTS FOR CHANNEL 266A
AT RICHMOND, VA ON CHANNEL 289A.

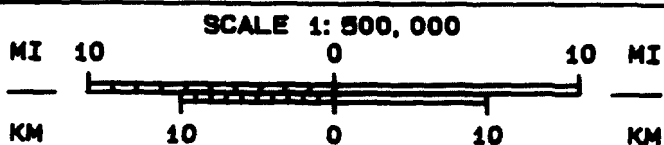


EXHIBIT #1

PETITION FOR RULE MAKING
HOFFMAN COMM., INC.
SUBSTITUTE CHANNEL 266A
FOR CHANNEL 289A
CHESTER, VIRGINIA

October 1995

Graham Brock, Inc.

BROADCAST TECHNICAL CONSULTANTS

**ALLOCATION STUDY FOR CHANNEL 266A CHESTER, VIRGINIA
USING PROPOSED ALLOCATION SITE/WDYL SITE AS REFERENCE**

REFERENCE	CLASS A	DISPLAY DATES
37 22 58 N	Current rules spacings	DATA 09-29-95
77 25 41 W	CHANNEL 266 -101.1 MHz	SEARCH 10-19-95

CALL TYPE	CH# LAT	CITY LNG	STATE PWR	BEAR' HT	D-KM D-Mi	R-KM R-Mi	MARGIN (KM)
AD266 AD	266A 37 22 58	Chester 77 25 41	VA 0.000 kW	0.0 OM	0.00 0.0	115.0 71.5	-115.00
Petition for Rule Making - Hoffman Communications, Inc.							
* AP266 APD CN	266A 37 30 02	Richmond 77 30 09	VA 3.000 kW	333.4 100M	14.64 9.1	115.0 71.5	-100.36
WKIE-FM, Inc. BPH-8512160A 861020							
* AP266 APD CN	266A 37 30 11	Richmond 77 30 08	VA 3.000 kW	333.9 100M	14.88 9.3	115.0 71.5	-100.12
Barbara B. Benns BPH-8512160N 861020							
* AP266 APD CN	266A 37 30 23	Richmond 77 30 15	VA 3.000 kW	334.0 99M	15.28 9.5	115.0 71.5	-99.72
Future Broadcast Limited Partership BPH-8512160V 861020							
* AP266 APG CN	266A 37 30 52	Richmond 77 30 28	VA 2.000 kW	334.4 123M	16.23 10.1	115.0 71.5	-98.77
James River Communications Co. BPH-8512160O 861020							
* AP266 APD CN	266A 37 30 52	Richmond 77 30 28	VA 1.900 kW	334.4 126M	16.23 10.1	115.0 71.5	-98.77
Weyburn Broadcasting Ltd Partership BPH-851213MN 861020							
* ALOPEN AL N	266A 37 33 13	Richmond 77 27 38	VA 0.000 kW	351.4 OM	19.18 11.9	115.0 71.5	-95.82
MM Docket 84-231 Window Open 11/15/85 Closed 12/16/85							
WWDCFM LI CN	266B 38 59 59	Washington 77 03 27	DC 22.500 kW	10.1 232M	182.39 113.4	178.0 110.6	4.39
Capitol Broadcasting Company BLH-850904KT							
WWDEFM LI CN	267B 36 49 41	Hampton 76 15 05	VA 50.000 kW	120.2 152M	121.37 75.4	113.0 70.2	8.37
Max Radio of Hampton, Inc. BLH-850327KR							
WXJK LI CN	267A 37 19 23	Farmville 78 23 23	VA 6.000 kW	265.8 100M	85.46 53.1	72.0 44.8	13.46
David W. Layne BLH-920731KD							
WNNTFM LI CN	265A 37 56 39	Warsaw 76 45 05	VA 3.000 kW	43.5 99M	86.30 53.6	72.0 44.8	14.30
Northern Neck & Tidewater Bcd BLH-901123KB							
WPCM LI DCN	266C 35 56 31	Burlington 79 26 33	NC 100.000 kW	228.9 363M	240.83 149.7	226.0 140.5	14.83
Carolina Radio Group, Inc. BLH-870515KA							

ALLOCATION STUDY CHANNEL 266A

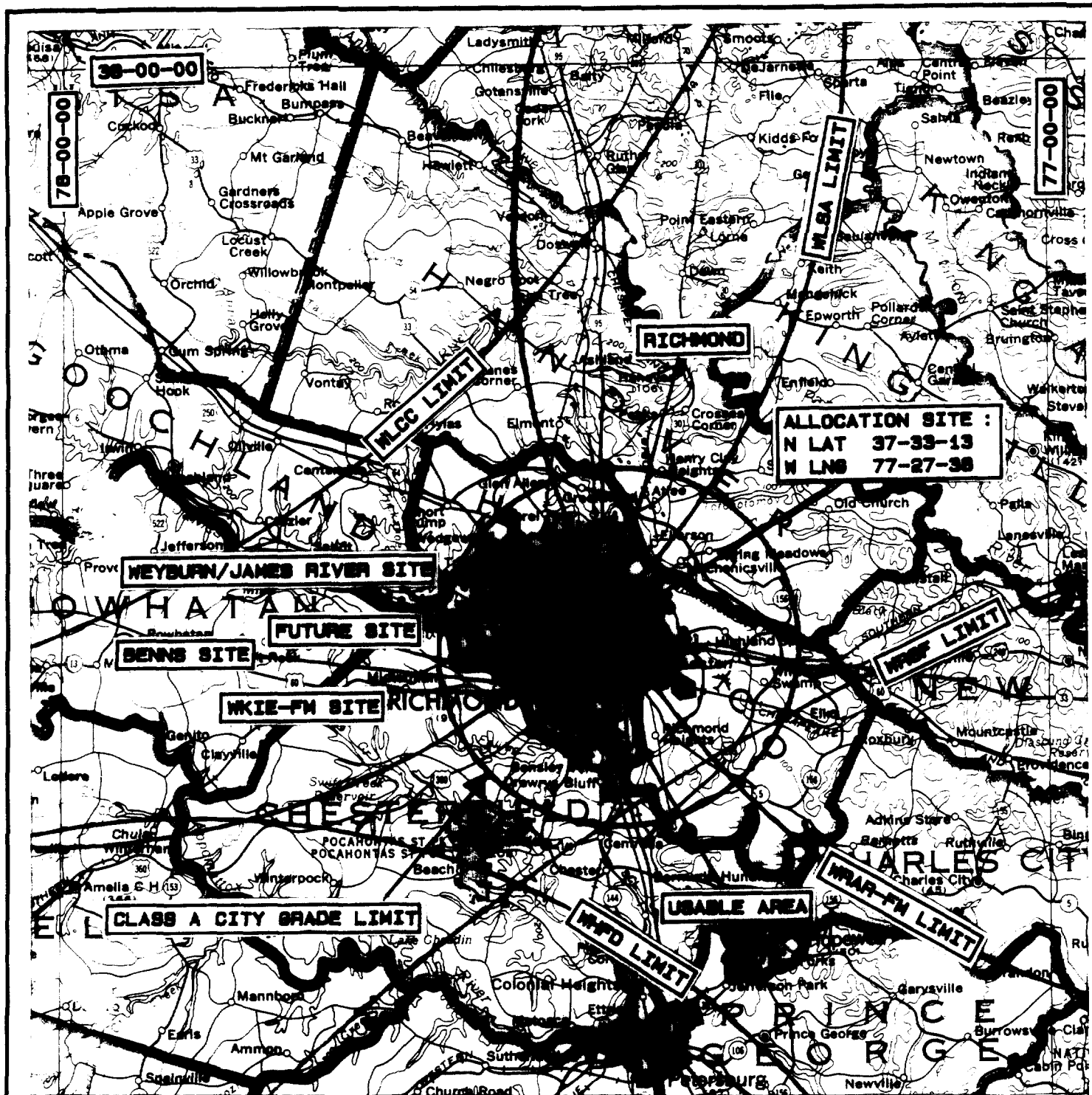
* NOTE : THE APPLICANTS FOR CHANNEL 266A
AT RICHMOND, VIRGINIA TO AMEND
TO CHANNEL 269A.

EXHIBIT #2

**PETITION FOR RULE MAKING
HOFFMAN COMM., INC.
SUBSTITUTE CHANNEL 266A
FOR CHANNEL 269A
CHESTER, VIRGINIA
October 1985**

GRAHAM BROCK, INC.

BROADCAST TECHNICAL CONSULTANTS



USABLE AREA CHANNEL 289A

MAP IS A PORTION OF THE 1: 500, 000 SCALE
U.S.G.S. BASE MAP OF VIRGINIA.

MAP ASSUMES WOYL ON CHANNEL 266A AT
CHESTER, VIRGINIA.

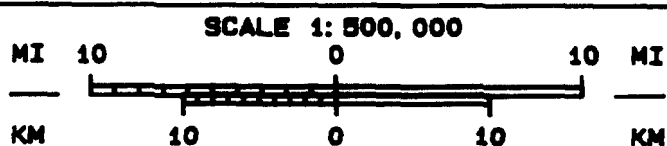


EXHIBIT #3

PETITION FOR RULE MAKING
HOFFMAN COMM., INC.
SUBSTITUTE CHANNEL 266A
FOR CHANNEL 289A
CHESTER, VIRGINIA
October 1995

GRAHAM BROCK, INC.

BROADCAST TECHNICAL CONSULTANTS

**ALLOCATION STUDY FOR CHANNEL 289A RICHMOND, VIRGINIA
USING CH 266A ALLOCATION SITE AS REFERENCE**

REFERENCE	CLASS A	DISPLAY DATES
37 33 13 N		DATA 09-29-95
77 27 38 W	Current rules spacings	SEARCH 10-19-95
----- CHANNEL 289 -105.7 MHz -----		

CALL TYPE	CH# LAT	CITY LNG	STATE PWR	BEAR' HT	D-KM D-Mi	R-KM R-Mi	MARGIN (KM)
AD289	289A	Richmond	VA	0.0	0.00	115.0	-115.00
AD	37 33 13	77 27 38	0.000 kW	0M	0.0	71.5	
Petition for Rule Making - Hoffman Communications, Inc.							
* WDYL.C	289A	Chester	VA	171.4	19.18	115.0	-95.82
CPMZCN	37 22 58	77 25 41	6.000 kW	99M	11.9	71.5	
Hoffman Communications, Inc.					BMPH-930625IF	951220	
WLSA	288A	Louisa	VA	317.2	71.91	72.0	-0.09
LI CN	38 01 37	78 01 05	3.300 kW	91M	44.7	44.8	
Mid-Virginia Broadcasting Corp.					BMLH-891222KE		
WRARFM	288A	Tappahannock	VA	60.9	73.82	72.0	1.82
LI CN	37 52 27	76 43 37	6.000 kW	100M	45.9	44.8	
Rappahannock Communications, Inc.					BLH-910812KA		
WRSF	289C1	Columbia	NC	149.0	215.00	200.0	15.00
LI CN	35 53 18	76 13 50	100.000 kW	187M	133.6	124.3	
Jones, Eastern of the Outer Banks					BLH-840316AA		
WHFD	288A	Lawrenceville	VA	202.0	95.82	72.0	23.82
LI CN	36 45 10	77 51 49	6.000 kW	47M	59.5	44.8	
William Carlton Link					BLH-910925KA		
WLCC	289A	Luray	VA	320.1	139.39	115.0	24.39
LI ZCN	38 30 41	78 29 15	0.440 kW	329M	86.6	71.5	
Commonwealth Audio Visual Ent.					BMLH-910314KD		

ALLOCATION STUDY CHANNEL 289A

* NOTE : WDYL TO BE RELOCATED TO CHANNEL 266A AT CHESTER, VIRGINIA.

NOTE : THE SPACING TO WLSA IS SHOWN AS -0.09. SINCE THIS DISTANCE IS LESS THAN 0.49 KILOMETERS, IT ROUNDS TO ZERO.

**EXHIBIT #4
PETITION FOR RULE MAKING
HOFFMAN COMM., INC.
SUBSTITUTE CHANNEL 266A
FOR CHANNEL 289A
CHESTER, VIRGINIA
October 1995**

GRAHAM BROCK, INC.

BROADCAST TECHNICAL CONSULTANTS

**CLEARANCE STUDY FOR CHANNEL 289A RICHMOND, VIRGINIA
USING FUTURE BROADCAST LIMITED PARTNERSHIP SITE**

REFERENCE	CLASS A	DISPLAY DATES
37 30 23 N		DATA 09-29-95
77 30 15 W	Current rules spacings	SEARCH 10-19-95
----- CHANNEL 289 -105.7 MHz -----		

CALL TYPE	CH# LAT	CITY LNG	STATE PWR	BEAR' HT	D-KM D-Mi	R-KM R-Mi	MARGIN (KM)
AD289	289A	Richmond	VA	36.2	6.51	115.0	-108.49
AD	37 33 13	77 27 38	0.000 kW	OM	4.1	71.5	
Petition for Rule Making - Hoffman Communications, Inc.							
WLSA	288A	Louisa	VA	322.2	73.41	72.0	1.41
LI CN	38 01 37	78 01 05	3.300 kW	91M	45.6	44.8	
Mid-Virginia Broadcasting Corp. BMLH-891222KE							
WRARFM	288A	Tappahannock	VA	58.9	79.79	72.0	7.79
LI CN	37 52 27	76 43 37	6.000 kW	100M	49.6	44.8	
Rappahannock Communications, Inc. BLH-910812KA							
WRSF	289C1	Columbia	NC	147.4	212.59	200.0	12.59
LI CN	35 53 18	76 13 50	100.000 kW	187M	132.1	124.3	
Jones, Eastern of the Outer Banks BLH-840316AA							
WHFD	288A	Lawrenceville	VA	200.9	89.53	72.0	17.53
LI CN	36 45 10	77 51 49	6.000 kW	47M	55.6	44.8	
William Carlton Link BLH-910925KA							

CH 289A SPACING - FUTURE SITE

**EXHIBIT #5
PETITION FOR RULE MAKING
HOFFMAN COMM., INC.
SUBSTITUTE CHANNEL 266A
FOR CHANNEL 289A
CHESTER, VIRGINIA
October 1995**

GRAHAM BROCK, INC.

BROADCAST TECHNICAL CONSULTANTS

**CLEARANCE STUDY FOR CHANNEL 289A RICHMOND, VIRGINIA
USING BARBARA B. BENNS SITE AS REFERENCE**

REFERENCE	CLASS A	DISPLAY DATES
37 30 11 N		DATA 09-29-95
77 30 08 W	Current rules spacings	SEARCH 10-19-95
----- CHANNEL 289 -105.7 MHz -----		

CALL TYPE	CH# LAT	CITY LNG	STATE PWR	BEAR' HT	D-KM D-Mi	R-KM R-Mi	MARGIN (KM)
AD289	289A	Richmond	VA	33.2	6.71	115.0	-108.29
AD	37 33 13	77 27 38	0.000 kW	OM	4.2	71.5	
Petition for Rule Making - Hoffman Communications, Inc.							
WLSA	288A	Louisa	VA	322.3	73.80	72.0	1.80
LI CN	38 01 37	78 01 05	3.300 kW	91M	45.9	44.8	
Mid-Virginia Broadcasting Corp.					BMLH-891222KE		
WRARFM	288A	Tappahannock	VA	58.6	79.83	72.0	7.83
LI CN	37 52 27	76 43 37	6.000 kW	100M	49.6	44.8	
Rappahannock Communications, Inc.					BLH-910812KA		
WRSF	289C1	Columbia	NC	147.3	212.18	200.0	12.18
LI CN	35 53 18	76 13 50	100.000 kW	187M	131.9	124.3	
Jones, Eastern of the Outer Banks					BLH-840316AA		
WHFD	288A	Lawrenceville	VA	201.1	89.24	72.0	17.24
LI CN	36 45 10	77 51 49	6.000 kW	47M	55.5	44.8	
William Carlton Link					BLH-910925KA		

CH 289A SPACING - BENNS SITE

**EXHIBIT #6
PETITION FOR RULE MAKING
HOFFMAN COMM., INC.
SUBSTITUTE CHANNEL 266A
FOR CHANNEL 289A
CHESTER, VIRGINIA
October 1995**

GRAHAM BROCK, INC.

BROADCAST TECHNICAL CONSULTANTS

**CLEARANCE STUDY FOR CHANNEL 289A RICHMOND, VIRGINIA
USING WEYBURN BCG. LTD/JAMES RIVER COMM. CO. SITE AS REFERENCE**

REFERENCE	CLASS A	DISPLAY DATES
37 30 52 N		DATA 09-29-95
77 30 28 W	Current rules spacings	SEARCH 10-19-95
----- CHANNEL 289 -105.7 MHz -----		

CALL TYPE	CH# LAT	CITY LNG	STATE PWR	BEAR' HT	D-KM D-Mi	R-KM R-Mi	MARGIN (KM)
AD289	289A	Richmond	VA	43.7	6.03	115.0	-108.97
AD	37 33 13	77 27 38	0.000 kW	0M	3.8	71.5	
Petition for Rule Making - Hoffman Communications, Inc.							
WLSA	288A	Louisa	VA	322.0	72.50	72.0	0.50
LI CN	38 01 37	78 01 05	3.300 kW	91M	45.1	44.8	
Mid-Virginia Broadcasting Corp. BMLH-891222KE							
WRARFM	288A	Tappahannock	VA	59.6	79.60	72.0	7.60
LI CN	37 52 27	76 43 37	6.000 kW	100M	49.5	44.8	
Rappahannock Communications, Inc. BLH-910812KA							
WRSF	289C1	Columbia	NC	147.4	213.51	200.0	13.51
LI CN	35 53 18	76 13 50	100.000 kW	187M	132.7	124.3	
Jones, Eastern of the Outer Banks BLH-840316AA							
WHFD	288A	Lawrenceville	VA	200.5	90.25	72.0	18.25
LI CN	36 45 10	77 51 49	6.000 kW	47M	56.1	44.8	
William Carlton Link BLH-910925KA							

CH 289A SPACING - WEYBURN/JRCC

**NOTE : THIS SITE IS PROPOSED IN BOTH THE
WEYBURN BCG. LTD PTNRSH AND JAMES
RIVER COMMUNICATIONS CO.
APPLICATIONS AT RICHMOND, VIRGINIA.**

**EXHIBIT #7
PETITION FOR RULE MAKING
HOFFMAN COMM., INC.
SUBSTITUTE CHANNEL 266A
FOR CHANNEL 289A
CHESTER, VIRGINIA
October 1995**

GRAHAM BROCK, INC.
BROADCAST TECHNICAL CONSULTANTS

**CLEARANCE STUDY FOR CHANNEL 289A RICHMOND, VIRGINIA
USING WKIE-FM, INC. SITE AS REFERENCE**

REFERENCE	CLASS A	DISPLAY DATES
37 30 02 N		DATA 09-29-95
77 30 09 W	Current rules spacings	SEARCH 10-19-95
----- CHANNEL 289 -105.7 MHz -----		

CALL TYPE	CH# LAT	CITY LNG	STATE PWR	BEAR' HT	D-KM D-Mi	R-KM R-Mi	MARGIN (KM)
AD289	289A	Richmond	VA	32.1	6.96	115.0	-108.04
AD	37 33 13	77 27 38	0.000 kW	OM	4.3	71.5	
Petition for Rule Making - Hoffman Communications, Inc.							
WLSA	288A	Louisa	VA	322.4	74.01	72.0	2.01
LI CN	38 01 37	78 01 05	3.300 kW	91M	46.0	44.8	
Mid-Virginia Broadcasting Corp. BMLH-891222KE							
WRARFM	288A	Tappahannock	VA	58.4	80.00	72.0	8.00
LI CN	37 52 27	76 43 37	6.000 kW	100M	49.7	44.8	
Rappahannock Communications, Inc. BLH-910812KA							
WRSF	289C1	Columbia	NC	147.3	211.97	200.0	11.97
LI CN	35 53 18	76 13 50	100.000 kW	187M	131.7	124.3	
Jones, Eastern of the Outer Banks BLH-840316AA							
WHFD	288A	Lawrenceville	VA	201.2	88.98	72.0	16.98
LI CN	36 45 10	77 51 49	6.000 kW	47M	55.3	44.8	
William Carlton Link BLH-910925KA							

CH 289A SPACING - WKIE-FM SITE

**EXHIBIT #8
PETITION FOR RULE MAKING
HOFFMAN COMM., INC.
SUBSTITUTE CHANNEL 266A
FOR CHANNEL 289A
CHESTER, VIRGINIA
October 1995**

GRAHAM BROCK, INC.

BROADCAST TECHNICAL CONSULTANTS

AFFIDAVIT AND QUALIFICATIONS OF CONSULTANT

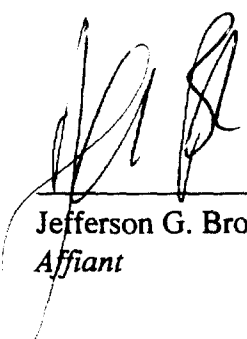
State of Georgia)
St. Simons Island) ss:
County of Glynn)

JEFFERSON G. BROCK, being duly sworn, deposes and says that he is an officer of Graham Brock, Inc. Graham Brock has been engaged by Hoffman Communications, Inc., licensee of Radio Station WDYL, to prepare the attached Technical Exhibit.

His qualifications are a matter of record before the Federal Communications Commission. He has been active in Broadcast Engineering since 1979.

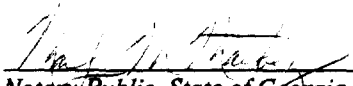
The attached report was either prepared by him or under his direction and all material and exhibits attached hereto are believed to be true and correct.

This the 21st day of November, 1995.



Jefferson G. Brock
Affiant

*Sworn to and subscribed before me
this the 21st day of November, 1995*



Notary Public, State of Georgia
My Commission Expires: September 12, 1999

CERTIFICATE OF SERVICE

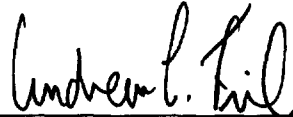
I hereby certify that a true and exact copy of the foregoing
Petition for Rulemaking was served via first-class mail, postage
prepaid, this 1st day of December 1995, on each of the following
parties:

John A. Karousos*
Federal Communications Commission
Allocations Branch
Mass Media Bureau
2025 M Street, N.W.
Room 8322
Washington, D.C. 20554

Bertram Broadcasting Group
2202 East Marshall Street
Richmond, Virginia 23222

Jeffrey D. Southmayd
Southmayd & Miller
1220 19th Street, N.W.
Suite 400
Washington, D.C. 20036
Counsel for Greater Richmond Radio, Ltd.

Jonathan W. Emord
Emord & Associates, P.C.
1133 15th Street, N.W.
Suite 1200
Washington, D.C. 20005
Counsel for James River Communications Corporation



Andrew C. Fish

* By hand delivery